

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

ZACKERY KESTING,

Plaintiff,

vs.

Civil Action 2:09-CV-872
Judge Graham
Magistrate Judge King

TERRY COLLINS, et al.,

Defendants.

ORDER

On November 18, 2010, the United States Magistrate Judge issued a *Report and Recommendation* recommending that defendants' motion for summary judgment be granted and this action be dismissed. Doc. No. 22. The parties were specifically advised of their right to object to the *Report and Recommendation* and of the consequences of their failure to do so. There has nevertheless been no objection to the *Report and Recommendation*.

The *Report and Recommendation* is hereby **ADOPTED** and **AFFIRMED**. The defendants' motion for summary judgment is **GRANTED**. This action is hereby **DISMISSED**. The Clerk shall enter **FINAL JUDGMENT**.

S/ James L. Graham
James L. Graham
United States District Judge

Date: Dec. 8, 2010